

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

December 12, 2001

DIVISION ONE

B147744 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Teresa L.
In re Marie and Crystal L., minors

The order denying de facto parent status is affirmed.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
 Mallano, J.

B148438 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Johnny L. and Marie A.
In re Marie and Crystal L., minors

The judgment (order) is affirmed.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
 Mallano, J.

DIVISION TWO

[illegible]

The judgment is modified to reflect 440 days of presentence credits and to strike the parole revocation fine under section 1202.45. The trial court is directed to prepare an amended abstract of judgment (1) reflecting 383 days of actual custody credits and 57 days of local conduct credits for a total of 440 days of presentence credits and (2) deleting any reference to a parole revocation fine, and to forward the amended abstract of judgment to the Department of Corrections. As so modified, the judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
 Todd, J.

B151353 Balasubramanian (Not for Publication)
v.
Superior Court, Los Angeles County
(County of Los Angeles, Department of Health S

The alternative writ is discharged and the stay is dissolved. Let a peremptory writ of mandate issue directing the respondent trial court to vacate its May 9, 2001, order overturning the general referee's order granting petitioner's section 170.6 peremptory challenge, and issue a new and different order reinstating the general referee's order granting petitioner's peremptory challenge. The trial court is further directed to refer trial of the damages in this matter to a referee selected pursuant to section 639. Costs to petitioner.

Boren, P.J.

We concur: Nott, J.
 Todd, J.

DIVISION TWO (Continued)

B152116 Michael C. (Not for Publication)

v.

Superior Court, Los Angeles County
(D.C.F.S., r.p.i.)

Accordingly, the petition for writ of mandate is denied, and the order to show cause is dismissed.

Todd, J.

We concur: Boren, P.J.
Nott, J.

B151841 Maxie (Not for Publication)

v.

Superior Court, Los Angeles County
(Preijers, r.p.i.)

Let a peremptory writ of mandate issue directing respondent court to vacate that portion of its order of June 22, 2001, denying petitioner's request for an in camera review of Preijers's personnel files, and to enter a new and different order granting the request. Respondent court is directed to conduct an in camera review of Preijers's personnel files to determine if the files contain any complaints of excessive force against the officer during the five years preceding the shooting incident. The petition is otherwise denied. Petitioner to recover the costs of this petition.

Nott, J.

We concur: Boren, P.J.
Todd, J.

DIVISION THREE

Court convened at 9:30 A.M.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

Each of the following:

B151561 Children and Family Services v. Raymond P., et al.

B148747 People v. Chitamnath

B147248 People v. Sastre

B149192 People v. Jones

B145971 People v. Ramirez

Argument waived, cause submitted.

B146584 Schleimer
 v.
 Winter et al.

Merits:

Argued by Joseph D. Schleimer, appellant in propria persona. No appearance by respondent. Cause submitted.

B149379 Pimentel
 v.
 State of California, et al.

Merits:

Argued by William R. Pardee for appellant and by Theodore B. Zinger, deputy attorney general for respondents. Cause submitted.

DIVISION THREE (Continued)

B148623 Madison
 v.
 Pittman et al.

Merits:

Argued by Ann T. Madison, appellant in propria persona, and by Michael E. McCabe for respondents. Cause submitted.

B140921 Matthews
 v.
 Pacific Maritime Associations
 International Longshoremen & Warehousemen Union Local 13

Merits:

Argued by Marc Coleman for appellant and by Lenton Aikins for respondent. Cause submitted.

B144445 Riggins
 v.
 City of Pasadena Fire Department et al.

Merits:

Argued by Thomas Sites for appellant and by Kristin A. Pelletier for respondents. Cause submitted.

B146583 Mitchell
 v.
 Brinkman et al.

Merits:

Argued by Howard Gold and Andrew W. Zepeda for appellants and by Roslily H. Mitchell and James Quinn for respondent. Cause submitted.

Court recessed at 12:20 P.M.

DIVISION THREE (Continued)

Court reconvened at 1:45 P.M.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

B146739 People
 v.
 Marcus D.

Merits:

Argued by Allen G. Weinberg for appellant and by Zee Rodriguez, deputy attorney general, for respondent. Cause submitted.

B145541 People
 v.
 Kechechyan

Merits:

Argued by Shakti Murthy for appellant and by Jeffrey A. Hoskinson, deputy attorney general, for respondent. Cause submitted.

B141832 Fireman's Fund Insurance Company
 v.
 Thorpe Insulation Company

Merits:

Argued by Peter J. Logan and by Kenneth R. Denny for appellant and by Lori Yankelevits for respondent. Cause submitted.

B147292 Dryer
 v.
 Shei

Merits:

Argued by Rosanne Huddleston for appellant and by Mark R. West for respondent. Cause submitted.

DIVISION THREE (Continued)

B149428 Mansour
 v.
 The Boeing Company, etc., et al.

Merits:
Argued by Imad Y. Elias for appellant and by Barbara E. Johnson for respondents. Cause submitted.

B148232 People
 v.
 Armstead

Merits:
Argued by Gerald Clausen for appellant and by Michelle J. Pirozzi, deputy attorney general, for respondent. Cause submitted.

B146901 Walker
 v.
 Metro Goldwyn Mayer Studios

Merits:
Argued by Mark S. Gottlieb for appellant and by Robert F. Walker for respondent. Cause submitted.

B153852 Cynthia W.
 v.
 Superior Court, Los Angeles County
 (Children and Family Services, r.p.i.)

Merits:
Argued by Cynthia W., petitioner in propria persona, and by Kenneth Reynolds, deputy county counsel for real party in interest. Cause submitted.

DIVISION THREE (Continued)

B135836 Super Saver, Inc., et al.
 v.
 Eastgate Associates, et al.

Merits:
Argued by Edward Lazarus for appellants and by Jules Kabat for respondents. Cause submitted.

B141903 Tabares
 v.
 The Daily News et al.

Merits:
Argued by Gerald M. Serlin for appellant and by Penny Costa for respondents. Cause submitted.

B144336 In Re Trust by Robert W. Boos et al.
 v.
 Boos

Merits:
Argued by Peter C. Ver Halen for appellant and by Margaret G. Lodise for respondent. Cause submitted.

B146408 Los Angeles County, D.C.F.S.
B150353 v.
 Charlesa A., et al.
 In re Keith G. on Habeas Corpus

Merits:
Argued by Roni Keller for appellant, by Tyna Orren for petitioner and appellant and by Jacklyn Louie, deputy county counsel, for respondent. Cause submitted.

Court adjourned at 5:50 P.M.

DIVISION THREE (Continued)

B143720 Kenneth G. Aylsworth
v.
Curtis Palmer et al.

Filed order denying petition for rehearing.

DIVISION FIVE

B147872 People (Not for Publication)
v.
Keshun Tate et al

The judgment is affirmed.

Grignon, J.

We concur: Turner, P.J.
 Mosk, J.

B148761 People (Not for Publication)
B148890 v.
Ghazanfar H. and Talaal H.

The judgment is affirmed.

Grignon, J.

We concur: Turner, P.J.
 Mosk, J.

DIVISION SIX

Court convened at 9:00 A.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B148294 Iarikova
 v.
 Iarikov

Merits:

Argued by Theodore Chun, deputy district attorney, for respondent Public Interest, Section 17406 Family Code. Argument waived by appellants and respondent. Cause submitted.

B147647 Hay
 v.
 Hay

Merits:

Argued by James E. Marino for appellant and by Gabriele Mezger-Lashly for respondent. Cause submitted.

B150130 Chappelle
 v.
 Robinsons-May, Inc.

Merits:

Argued by David L. Hagan for appellant and by Donna D. Geck for respondent. Cause submitted.

DIVISION SIX (Continued)

B147650 Vilkin
 v.
 Gonzalez

Merits:

Argued by Mark D. Rutter for appellant and by Kristine Mollenkopf for respondents. Cause submitted.

Perren, J. left the bench.

B142188 Ark Telecommunications, Inc.
 v.
 Frias

Merits:

Argued by John A. Belcher for appellants, and by Clarke B. Holland for respondent Frias, and Pamela E. Dunn for respondent State Farm Fire & Casualty Co. Cause submitted.

Court recessed at 10:30 A.M.

Court reconvened at 1:30 P.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B149393 Dept. of Social Services
 v.
 Sandra C.

Argument waived, cause submitted.

DIVISION THREE (Continued)

B150539 Frerer
 v.
 Henley-Frerer

Argument continued to January, 2002.

B153531 Lureen K.
 v.
 Santa Barbara Superior Court
 (Child Protective Services, r.p.i.)

Extraordinary writ:
Presented by Mary Spear, deputy public defender, for petitioner and by
David McDermott, senior deputy county counsel, for real party in interest.
Cause submitted.

Yegan, J. left the bench.

B149193 Ross
 v.
 Saladino

Merits:
Argued by George L. Whittenburg for appellant and by Henry J. Bongiovi
for respondent. Cause submitted.

B137879 Operating Engineers Funds, Inc.
 v.
 City of Thousand Oaks

Merits:
Argued by Paul Richard Hamilton for appellant and by Daniel P. Selmi for
respondent. Cause submitted.

Court adjourned at 2:40 P.M.

DIVISION SEVEN

B147976 People (Not for Publication)
v.
Jose Luis Mejia

The judgment is affirmed.

Boland, J. (Assigned)

We concur: Lillie, P.J.
Woods, J.

B143767 Universal Hardwood (Not for Publication)
Flooring and Moulding, Inc.
v.
Zacharis and Alma Vorgias
Tony Goldstein

The portion of the judgment awarding Vorgias \$13,413 for Goldstein's violation of the Unfair Practices Act (Bus. & Prof. Code § 17082), and \$10,845 in punitive damages is reversed. In all other respects, the judgment is affirmed. The cause is remanded to the trial court for additional proceedings consistent with the views expressed herein. Vorgias is awarded costs on appeal.

Boland, J. (Assigned)

We concur: Lillie, P.J.
Johnson, J.